

RESOLUTION NO. 12-28

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO ENTER INTO A UTILITY WORK BY HIGHWAY CONTRACTOR AGREEMENT AND MEMORANDUM OF UNDERSTANDING WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION (FDOT), FOR THE RELOCATION OF A NUMBER OF WATER MAINS AND A FORCE MAIN ALONG WEST 4 AVENUE THAT ARE IN CONFLICT WITH THE PROPOSED STATE ROADWAY CONSTRUCTION FOR WEST 4 AVENUE, FROM WEST 46 STREET TO WEST 53 STREET; AND FURTHER AUTHORIZE THE EXPENDITURE OF \$232,566.43 FOR THE ROADWAY CONSTRUCTION TO ELIMINATE UTILITY CONFLICTS.

WHEREAS, the City of Hialeah finds it in its best interest of the health, safety and welfare of the community to enter into a Memorandum of Understanding and Utility Work by Highway Contractor Agreement with FDOT to pay FDOT to use its contractor to eliminate utility conflicts between City water mains and a force main located within the state right-of-way and the proposed construction of West 4 Avenue, between West 46 Street and West 53 Street, Hialeah, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The foregoing facts and recitations contained in the preamble to this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2: The City Council of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Utility Work

by Highway Contractor Agreement and Memorandum of Understanding with the State of Florida, Department of Transportation, for the relocation of a number of water mains and a force main along West 4 Avenue that are in conflict with the proposed State roadway construction for West 4 Avenue, between West 46 Street and West 53 Street.

Section 3: The City Council hereby authorizes the expenditure of \$232,566.43 for the roadway construction to eliminate utility conflicts.

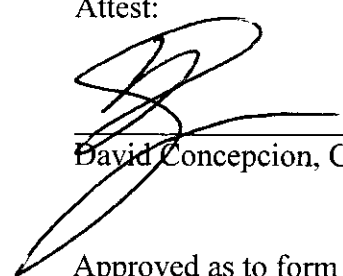
PASSED AND ADOPTED this 13th day of March, 2012.



Isis Garcia-Martinez
Council President

Attest:

Approved on this 13 day of March, 2012.

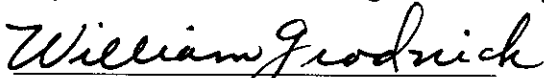


David Concepcion, City Clerk



Mayor Carlos Hernandez

Approved as to form and legal sufficiency:



William M. Grodnick, City Attorney



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 MIAMI-DADE COUNTY, FLORIDA
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Prepared by: City of Hialeah
 Planning and Zoning Division
 501 Palm Avenue, Second Floor
 Hialeah, Florida 33010

DECLARATION OF USE
 (Single Family Residence)

Re: FINAL DECISION.

(I) (We), as owner(s) of the property herein identified, hereby agree and bind (myself) (ourselves) and (my) (our) successors, as follows:

The below-described property shall only be used as a single family residence. No addition or improvement will change the use of the property as a single family residence. There will be only one kitchen on the premises in accordance with the R-1 (One Family District) zoning regulations. (I) (We) will voluntarily allow access inside the premises, to a City of Hialeah inspector, upon reasonable notice, for the sole purpose of compliance with provisions of this Declaration of Use.

Property located at 860 E. 36 ST., Hialeah, Florida.
 Lot 10 Block 5 of LINDEN GARDENS Subdivision, as recorded in Plat Book
50, Page 1 of the Public Records of Miami-Dade County, Florida. Folio
 No.: 04-3105-002-0920

It is agreed that this declaration shall be a covenant running with the land, and shall remain in full force and effect until such time as the same may be released in writing by the City of Hialeah.

Witness Signature [Signature]
 Print/Type Witness Name Dionisio Liranes
960 SE 45th Ave Hialeah FL 33010
 Address of Witness
 Witness Signature [Signature]
 Print/Type Witness Name [Signature]
2310 W 60 ST Apt 2 Hialeah
 Address of Witness FL 33016

Owner's Signature [Signature]
 Print/Type Owner's Name Jose M Rodriguez
860 E 36 ST Hialeah
 Address of Owner
 Owner's Signature [Signature]
 Print/Type Owner's Name Natividad Sagues
860 E 36 ST
 Address of Owner

STATE OF FLORIDA
 COUNTY OF Miami-Dade

I HEREBY CERTIFY that on this 20 day of December, 2012, before me, an officer duly authorized in the State of Florida and in the County of Miami-Dade, to take acknowledgments, personally appeared Jose M. Rodriguez and Natividad Sagues to me known to be the person(s) described herein and who executed the foregoing instrument, and he/she/they acknowledged before me, under oath that he/she/they executed same.

WITNESS my hand and official seal this 20 day of December, 2012

Notary Public, State of Florida

(Name of Notary Public: Print, Stamp, or Type as Commissioned)

☒ Personally known to me, or
☐ Produced identification:

Identification produced:

☐ DID take an oath
☐ DID NOT take an oath